

Brewster H. Jamieson, ASBA No. 8411122
LANE POWELL LLC
301 West Northern Lights Boulevard, Suite 301
Anchorage, Alaska 99503-2648
Telephone: 907-277-9511
Facsimile: 907-276-2631
Email: jamiesonb@lanepowell.com

Attorneys for Defendants New York Life Insurance
Company, Paul Revere Life Insurance Company,
UnumProvident Corporation, and Genex

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

MARK R.M. HOLMSTRAND,

Plaintiff,

v.

NEW YORK LIFE INSURANCE COMPANY, a
foreign corporation; PAUL REVERE LIFE
INSURANCE COMPANY, a Massachusetts
corporation; UNUMPROVIDENT
CORPORATION, a Delaware corporation (d/b/a,
inter alia, Paul Revere Life Insurance Company;
Unum Life Insurance Company, a Maine
corporation; Provident Life and Accident Insurance
Company, a Tennessee Corporation; and GENEX,
a Pennsylvania corporation); and ROBERT
LEIMGRUBER, an Alaska resident,

Defendants.

Case No. A05-0066 CV (JKS)

**STIPULATION FOR
DISMISSAL WITH PREJUDICE**

COME NOW, plaintiff Mark Holmstrand and defendants New York Life Insurance Company, Paul Revere Life Insurance Company, UnumProvident Corporation, and Genex, by and through their respective counsel, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, and stipulate that this action may be dismissed with prejudice as to the claims made by plaintiff against defendants New York Life Insurance Company, Paul Revere Life Insurance Company, UnumProvident Corporation, and Genex; and counterclaims made by defendants New

LANE POWELL LLC
301 West Northern Lights Boulevard, Suite 301
Anchorage, Alaska 99503-2648
Telephone 907.277.9511 Facsimile 907.276.2631

York Life Insurance Company, Paul Revere Life Insurance Company, UnumProvident Corporation, and Genex against plaintiff, with each of the parties to bear their own costs and attorney's fees.

This stipulation specifically does not dismiss plaintiff's claims against defendant Robert Leimgruber.

FRIEDMAN, RUBIN & WHITE
Attorney for Plaintiff

January 23, 2006
Date

By /s/Jeffrey K. Rubin
Jeffrey K. Rubin, ASBA No. 8206061

LANE POWELL LLC
Attorneys for New York Life Insurance Company,
Paul Revere Life Insurance Company, Unum-
Provident Corporation and Genex Services, Inc.

January 23, 2006
Date

By /s/Brewster H. Jamieson
Brewster H. Jamieson, ASBA No. 8411122

I certify that on January 23, 2006, a copy
of the foregoing was served through the
ECF system and/or mail on:

Jeffrey K. Rubin, Esq.
Friedman, Rubin & White
1227 West Ninth Avenue, Second Floor
Anchorage, Alaska 99501-3218

Scott J. Hendricks Leuning, Esq.
Clapp Peterson Stowers
711 H Street, Suite 620
Anchorage, Alaska 99501-3442

/s/Nanci L. Biggerstaff
Nanci L. Biggerstaff, CPS, PLS
116008.0029/153236.11

LANE POWELL LLC
301 West Northern Lights Boulevard, Suite 301
Anchorage, Alaska 99503-2648
Telephone 907.277.9511 Facsimile 907.276.2631